



# Southwest Florida Water Management District

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May 26, 2006

Matt Mouncey,  
Rinker Materials Corp.  
100 Lem Carnes Road  
Davenport, FL 33837

Subject: Final Agency Action Transmittal Letter - Approval Modification  
of Permit by Letter  
Water Use Permit No.: 20008891.009  
Project Name: Florida Crushed Stone/St. Catherine Mine  
County: Sumter  
Sec/Twp/Rge: 35, 36/21/21  
1, 2/22/21 and 6/22/22

Reference: Rule 40D-2.331 (2)(b), Florida Administrative Code

Dear Mr. Mouncey:

This letter constitutes Final Agency Action (FAA) on the request received by the District on December 28, 2005, to modify Water Use Permit (WUP) No. 20008891.007 by letter. The specific modifications are listed in Attachment A and are considered a part of your WUP.

You or any person whose substantial interests are affected by the District's action regarding a permit may request an administrative hearing in accordance with Sections 120.569 and 120.57, Florida Statutes ( F.S.), and Chapter 28-106, FAC., of the Uniform Rules of Procedure. *A request for hearing must: (1) explain how the substantial interests of each person requesting the hearing will be affected by the District's action, or proposed action, (2) state all material facts disputed by the person requesting the hearing or state that there are no disputed facts, and (3) otherwise comply with Chapter 28-106, F.A.G.* Copies of Sections 28-106.201 and 28-106.301, FAC., are enclosed for your reference. A request for hearing must be filed with (received by) the Agency Clerk of the District at the District's Brooksville address within 21 days of receipt of this notice. Receipt is deemed to be the fifth day after the date on which this notice is deposited in the United States mail. Failure to file a request for hearing within this time period shall constitute a waiver of any right you or such person may have to request a hearing under Sections 120.569 and 120.57, F.S. Mediation pursuant to Section 120.573, F.S., to settle an administrative dispute regarding the District's action in this matter is not available prior to the filing of a request for hearing.

Enclosed is a "Noticing Packet" that provides information regarding the District Rule 40D-1.1 01 0, FAC., which addresses the notification of persons whose substantial interests may be affected by the District's action in this matter. The packet contains guidelines on how to provide notice of the District's action, and a notice that you may use.

David L. Moore  
Executive Director  
Gene A. Heath  
Assistant Executive Director  
William S. Bilenky  
General Counsel

If you have questions regarding this permit modification, please contact Joseph D. Haber at the Brooksville Service Office, extension 4328. If you have any questions regarding the Noticing Packet, please contact Danielle Sailer, at extension 4355, in the Regulation Performance Management Department at the Brooksville office.

~W::~~

Henry Robert Lue, PE, Director  
Brooksville Regulation Department

HRL:JDH:MEJ

Enclosure: Attachment A  
Noticing Packet (42.00-039)  
Sections 28-106.201 and 28-106.301, FAC.

cc: File of Record 20008891.009  
Data Room, Records & Data

LETTER MODIFICATION  
WUP NO. 20008891.009  
ATTACHMENT A

MODIFICATIONS

Effective May 26, 2006, the following constitutes modifications to the terms and conditions of Water Use Permit No. 20008891.007.

1. Total quantities authorized under this permit (in gpd) are unchanged:

Annual Average:	5,257,000
Peak Month:	10,511,000

2. Water Use: Industrial (Unchanged)

3. The following constitutes change(s) to the Annual Mine plan as stated in Special Condition 7:

- a. Inactive Quarry 2 has been removed from the Water Use Permit boundaries. The quarry is no longer considered part of the mine.
- b. Discharge water from Quarry B (active quarry) will be routed to Quarry 5, then to Quarry 4, and then to Quarry 1. Water will be forced to move through all three inactive quarries, before discharge to Corbett Run will occur.
- c. Discharge water from Quarry B (active quarry) will also be routed to Quarry A, and a discharge point from Quarry A (D-002) to Corbett Creek will be added for emergency use.

4. The following withdrawal points are added:

I.D. NO.			U	GALLONS PER DAY		
PERMITTEE/ DISTRICT	DIAM. (IN.)	DEPTH (FT.) TOTAL/CASED	S E	ANNUAL AVERAGE	PEAK MONTH	CROP PROTECTION
S-4 / 63	36		RP	99,000	150,000	N/A

5. The following special conditions are changed:

2. The permittee shall continue to maintain and operate the existing non-resettable, totalizing flow meter(s), or other measuring devices(s) as approved by the Permitting Department Director, Resource Regulation, for District ID(s) NO.3 and 63, Permittee ID(s) No S-3 and S-4. Such device(s) shall maintain an accuracy with five percent of the actual flow as installed. Total withdrawal and meter readings from District ID No.3, Permittee ID No S-3 shall be recorded on a monthly basis. Total withdrawal and meter readings from District ID No. 63, Permittee ID S-4 shall be recorded on a continuous basis (every 6 hours) during periods of discharge. Both withdrawals and meter readings shall be reported to the Permits Data Section (using District forms) on or before the tenth day of the month. If District ID No.3, Permittee ID S-3 is not utilized during a given month, a report shall be submitted to the Permits Data Section indicating zero gallons.

6. The following special conditions are added:

5(1) DISCHARGE

Discharge from Quarry A (0-002), District 10 No. 63, Permittee 10 S-4 shall only be permitted during emergency situations in which the safety of the mine, mine personnel, or surrounding land owners indicates the need to lower water levels in Quarry A. Total withdrawal and meter readings for this discharge location shall be reported to District as stated in Special Condition 2.

All other terms and conditions of this permit shall remain as stated on WUP No. 20008891.007, unless specifically modified by this Letter Modification, and this permit will expire on September 26, 2010.